IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 78907-M of 2006

DATE OF DECISION : 19.02.2007

Satvir Kaur

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. P.S. Hundal, Advocate, for the petitioner.
Mr. N.S. Gill, AAG, Punjab.
Mr. A.S. Parmar, Advocate, for the complainant.

Petitioner Satvir Kaur, apprehending her arrest in a non-bailable offence in case FIR No. 223 dated 12.11.2006 registered under Sections 363, 366-A, 354, 34/511 IPC, at Police Station Balachaur, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail

On December 15, 2006, interim anticipatory bail was granted to the petitioner subject to her joining investigation.

I have heard counsel for the parties and have gone through the contents of the FIR as well as the order dated 9.12.2006, passed by Additional Sessions Judge, Nawanshahr, whereby bail application of the petitioner has been dismissed.

Counsel for the petitioner contends that petitioner in this case has been falsely implicated only on the allegation that she called the prosecutrix (daughter of the complainant) from her house, though subsequently the complainant succeeded in not allowing the other accused to abduct his daughter. Counsel contends that the allegations levelled against the petitioner, who is 18 years young girl, are totally false.

Counsel for the petitioner further states that in terms of the interim order dated December 15, 2006, the petitioner has joined the investigation. The State counsel, after having instructions from Ramesh Chand HC, does not dispute this fact and further states that the petitioner is no more required for further investigation.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated December 15, 2006, is made absolute subject to the same terms and conditions.

Disposed of accordingly.

February 19, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**